

WC 09-2180911279091203003 ✓

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

US BANK/FCC NOV 25 2009
FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE
FORM 159

Approved by OMB
3060-0580
Page No. 1 of 2

DOCKET FILE COPY ORIGINAL

(1) LOCKBOX # <div style="font-size: 2em; font-family: cursive;">919091</div>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">SPECIAL USE ONLY</div> <div style="border: 1px solid black; padding: 2px; display: inline-block;">FCC USE ONLY</div>	
SECTION A - PAYER INFORMATION			
(2) PAYER NAME (if paying by credit card enter name exactly as it appears on the card) Wilkerson & Bryan, P.C.		(3) TOTAL AMOUNT PAID (U.S. Dollars and cents) \$1,015.00	
(4) STREET ADDRESS LINE NO. 1 405 South Hull Street			
(5) STREET ADDRESS LINE NO. 2			
(6) CITY Montgomery		(7) STATE AL	(8) ZIP CODE 36104
(9) DAYTIME TELEPHONE NUMBER (include area code) (334) 265-1500		(10) COUNTRY CODE (if not in U.S.A.)	
FCC REGISTRATION NUMBER (FRN) REQUIRED			
(11) PAYER (FRN) 0006 2097 20		(12) FCC USE ONLY	
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C) COMPLETE SECTION BELOW FOR EACH SERVICE. IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET			
(13) APPLICANT NAME Mon-Cre Wireless, Inc.			
(14) STREET ADDRESS LINE NO. 1 227 Main Street			
(15) STREET ADDRESS LINE NO. 2			
(16) CITY Ramer		(17) STATE AL	(18) ZIP CODE 36069
(19) DAYTIME TELEPHONE NUMBER (include area code) (334) 562-3242		(20) COUNTRY CODE (if not in U.S.A.)	
FCC REGISTRATION NUMBER (FRN) REQUIRED			
(21) APPLICANT (FRN) 0008 7606 13		(22) FCC USE ONLY	
COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET			
(23A) CALL SIGN/OTHER ID	(24A) PAYMENT TYPE CODE CUT	(25A) QUANTITY	
(26A) FEE DUE FOR (PTC) \$1,015.00	(27A) TOTAL FEE \$1,015.00	FCC USE ONLY	
(28A) FCC CODE 1	(29A) FCC CODE 2		
(23B) CALL SIGN/OTHER ID	(24B) PAYMENT TYPE CODE	(25B) QUANTITY	
(26B) FEE DUE FOR (PTC)	(27B) TOTAL FEE	FCC USE ONLY	
(28B) FCC CODE 1	(29B) FCC CODE 2		
SECTION D - CERTIFICATION			
CERTIFICATION STATEMENT I, <u>Dana H. Billingsley</u> , certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief. SIGNATURE <u>Dana H. Billingsley</u> DATE <u>11-24-09</u>			
SECTION E - CREDIT CARD PAYMENT INFORMATION			
MASTERCARD _____ VISA _____ AMEX _____ DISCOVER _____ ACCOUNT NUMBER _____ EXPIRATION DATE _____ I hereby authorize the FCC to charge my credit card for the service(s)/authorization herein described. SIGNATURE _____ DATE _____			

FEDERAL COMMUNICATIONS COMMISSION REMITTANCE ADVICE (CONTINUATION SHEET) FORM 159-C Page No <u>2</u> of <u>2</u>		SPECIAL USE FCC USE ONLY
USE THIS SECTION ONLY FOR EACH ADDITIONAL APPLICANT SECTION BB - ADDITIONAL APPLICANT INFORMATION		
(13) APPLICANT NAME Mon-Cre Telephone Cooperative, Inc.		
(14) STREET ADDRESS LINE NO 1 227 Main Street		
(15) STREET ADDRESS LINE NO. 2		
(16) CITY Ramer	(17) STATE AL	(18) ZIP CODE 36069
(19) DAYTIME TELEPHONE NUMBER (include area code) (334) 562-3242		(20) COUNTRY CODE (if not in U.S.A.)
FCC REGISTRATION NUMBER (FRN) REQUIRED		
(21) APPLICANT (FRN) 0004 5614 29		(22) FCC USE ONLY
COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET		
(23A) CALL SIGN/OTHER ID	(24A) PAYMENT TYPE CODE	(25A) QUANTITY
(26A) FEE DUE FOR (PTC)	(27A) TOTAL FEE	FCC USE ONLY
(28A) FCC CODE 1		(29A) FCC CODE 2
(23B) CALL SIGN/OTHER ID	(24B) PAYMENT TYPE CODE	(25B) QUANTITY
(26B) FEE DUE FOR (PTC)	(27B) TOTAL FEE	FCC USE ONLY
(28B) FCC CODE 1		(29B) FCC CODE 2
(23C) CALL SIGN/OTHER ID	(24C) PAYMENT TYPE CODE	(25C) QUANTITY
(26C) FEE DUE FOR (PTC)	(27C) TOTAL FEE	FCC USE ONLY
(28C) FCC CODE 1		(29C) FCC CODE 2
(23D) CALL SIGN/OTHER ID	(24D) PAYMENT TYPE CODE	(25D) QUANTITY
(26D) FEE DUE FOR (PTC)	(27D) TOTAL FEE	FCC USE ONLY
(28D) FCC CODE 1		(29D) FCC CODE 2
(23E) CALL SIGN/OTHER ID	(24E) PAYMENT TYPE CODE	(25E) QUANTITY
(26E) FEE DUE FOR (PTC)	(27E) TOTAL FEE	FCC USE ONLY
(28E) FCC CODE 1		(29E) FCC CODE 2
(23F) CALL SIGN/OTHER ID	(24F) PAYMENT TYPE CODE	(25F) QUANTITY
(26F) FEE DUE FOR (PTC)	(27F) TOTAL FEE	FCC USE ONLY
(28F) FCC CODE 1		(29F) FCC CODE 2

WILKERSON ♦ BRYAN

WILKERSON & BRYAN, P.C.
ATTORNEYS & COUNSELORS

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FAX 334.265.0319

DANA H. BILLINGSLEY

dana@wilkinsonbryan.com

November 24, 2009

VIA FEDERAL EXPRESS

Federal Communications Commission
Wireline Competition Bureau
c/o U.S. Bank – Government Lockbox #979091
SL-MO-C2-GL
1005 Convention Plaza
St. Louis, Missouri 63101
Attn: FCC Government Lockbox

**RE: Joint Application of Mon-Cre Wireless, Inc. and Mon-Cre Telephone
Cooperative, Inc. for Transfer and Assignment of Domestic Section 214
Authorization**

Dear Madam or Sir:

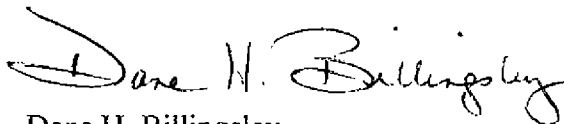
On behalf of Mon-Cre Wireless, Inc., and Mon-Cre Telephone Cooperative, Inc., enclosed are an original and five (5) copies of their Joint Application for Transfer and Assignment of Domestic Section 214 Authorization. Included in this package are a completed Form 159 and a check in the amount of \$1,015.00 to cover the filing fee associated with this application.

Also enclosed is an additional copy of the application along with a return Federal Express envelope and shipping label for billing the shipment to our account. Please date-stamp and return the copy via overnight delivery.

Should you have any questions or require additional information with respect to this matter, please contact me.

Very Truly Yours,

WILKERSON & BRYAN, P.C.



Dana H. Billingsley

DHB:cld

Enclosure

cc: David Hubbard

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.**

In the Matter of:)
)
Joint Application of Mon-Cre Wireless, Inc.)
and Mon-Cre Telephone Cooperative, Inc. for)
Transfer and Assignment of Domestic Section)
214 Authorization)

**APPLICATION FOR TRANSFER AND ASSIGNMENT OF DOMESTIC SECTION 214
AUTHORIZATION**

Mon-Cre Wireless, Inc. d/b/a Mon-Cre Long Distance ("Mon-Cre Wireless") and Mon-Cre Telephone Cooperative, Inc. ("Mon-Cre Coop") hereby seek authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended (the "Act"), 47 U.S.C. § 214, and Section 63.04 of the Federal Communications Commission's ("FCC" or the "Commission") Rules, 47 C.F.R. § 63.04, for the transfer and assignment of Mon-Cre Wireless' existing Section 214 authorization to provide domestic interLATA and limited intrastate telephone toll resale telecommunications services to its Alabama customers to Mon-Cre Coop, pursuant to the liquidation and transfer of assets of Mon-Cre Wireless to Mon-Cre Coop. Mon-Cre Wireless is a wholly-owned subsidiary of Mon-Cre Coop, and following the transfer and liquidation, Mon-Cre Wireless will cease to exist, and Mon-Cre Coop will become the operating telecommunications service provider for domestic toll resale services to all Mon-Cre Wireless customers.

Under 47 C.F.R. § 63.04, applicants seeking to transfer control of a common carrier holding domestic Section 214 authorization or to acquire, by assignment, another carrier's existing domestic Section 214 authorization must comply with Section 63.04 of the

Commission's Rules. In accordance therewith, Mon-Cre Wireless and Mon-Cre Coop provide the following information to this Commission:

- (a) The name, address and telephone number of each applicant is as follows:

Mon-Cre Wireless, Inc. and Mon-Cre Telephone Cooperative, Inc.
227 Main Street
Post Office Box 125
Ramer, Alabama 36369
Telephone: 334-562-3242

- (b) The state under the laws of which each corporate applicant is organized:

Mon-Cre Wireless, Inc. and Mon-Cre Telephone Cooperative, Inc. are both domestic corporations organized under the laws of the state of Alabama.

- (c) The name, title, post office address and telephone number of the officer to whom correspondence concerning the application is to be addressed:

David Hubbard, General Manager
Mon-Cre Wireless, Inc.
Post Office Box 125
Ramer, Alabama 36369
Telephone: 334-562-3242

David Hubbard, General Manager
Mon-Cre Telephone Cooperative, Inc.
Post Office Box 125
Ramer, Alabama 36369
Telephone: 334-562-3242

- (d) Mon-Cre Wireless is a 100% wholly-owned subsidiary of Mon-Cre Telephone Cooperative, Inc. No entity directly or indirectly owns over ten percent (10%) of the equity of Mon-Cre Telephone Cooperative, Inc., which, as a cooperative, is wholly owned by its subscribers. Mon-Cre Wireless and Mon-Cre Coop hereby certify that, pursuant to 47 C.F.R §§ 1.2001 through 1.2003, no party to the

application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a.


- (e) As an incumbent local exchange carrier in a small rural area of Alabama, Mon-Cre Coop offers local exchange and other telecommunications services. Mon-Cre Wireless offers interLATA and limited intrastate telephone toll resale services and Internet services in the same service area.
- (f) Mon-Cre Telephone Coop and Mon-Cre Wireless hereby state that, although their application does not fit the requirements for streamlined processing under Section 63.03 of the Commission's Rules, 47 C.F.R. § 63.03, the application is suitable for streamlined processing because it involves the *pro forma* transfer of a wholly-owned subsidiary to its parent and the transfer of the subsidiary's customer base to that of the parent.
- (g) Simultaneous with the filing of this application, Mon-Cre Wireless and Mon-Cre Coop have filed a separate joint application with the FCC for the transfer and assignment of Mon-Cre Wireless' international Section 214 authority to Mon-Cre Telephone Cooperative, Inc. Pursuant to a joint notice of *pro forma* transfer filed with this Commission, Mon-Cre Wireless and Mon-Cre Coop have also provided notice of the transfer of Mon-Cre Wireless' subscriber bases for the provisioning of domestic interLATA and limited intrastate telephone toll resale services, international toll and Internet services to Mon-Cre Telephone Cooperative, Inc.¹
- (h) Neither applicant to this application is seeking special consideration because it is facing imminent business failure.

¹ Mon-Cre Wireless also serves as an independent agent of a third party cellular provider. This contractual relationship will also be assumed by Mon-Cre Telephone Cooperative, Inc.

- (i) There are no separately filed waiver requests being sought in conjunction with the transaction.
- (j) This application will serve the public interest, convenience and necessity in that the *pro forma* merger of Mon-Cre Wireless with and into its parent, Mon-Cre Telecommunications Cooperative, Inc., will consolidate resources, minimize expense and strengthen the cooperative's ability to compete in the marketplace.
- (k) Mon-Cre Coop and Mon-Cre Wireless understand that this application may be granted by the Commission thirty-one (31) days after the date of public notice listing the application as accepted for filing. Mon-Cre Coop further understands that it has a duty to notify the Commission of consummation of the assignment or transfer or decision not to proceed within thirty (30) days thereof.

Additional questions regarding this application may be addressed to the undersigned.

Respectfully submitted on this 24th day of November, 2009.



MARK D. WILKERSON
DANA H. BILLINGSLEY
Attorneys for Applicants Mon-Cre Wireless, Inc. and Mon-Cre Telephone Cooperative, Inc.

OF COUNSEL:

WILKERSON & BRYAN, P.C.
405 South Hull Street
P.O. Box 830
Montgomery, Alabama 36101-0830
Telephone: (334) 265-1500
Facsimile: (334) 265-0319
mark@wilkersonbryan.com
dana@wilkersonbryan.com

Attachment A

On behalf of Mon-Cre Wireless, Inc., and in accordance with Section 64.04 of the Rules of the Federal Communications Commission ("FCC"), 47 C.F.R. § 64.04, I hereby certify that I have read the foregoing document, and the statements herein are true, complete and correct to the best of my knowledge.

MON-CRE WIRELESS, INC.

By: 

David Hubbard, General Manager
Mon-Cre Wireless, Inc.
227 Main Street
Post Office Box 125
Ramer, Alabama 36069
Telephone: (334) 562-3242
Facsimile: (334) 562-9494
dhubbard@mon-cre.net

Attachment B

On behalf of Mon-Cre Telephone Cooperative, Inc., and in accordance with Section 64.04 of the Rules of the Federal Communications Commission ("FCC"), 47 C.F.R. § 64.04, I hereby certify that I have read the foregoing document, and the statements herein are true, complete and correct to the best of my knowledge.

MON-CRE TELEPHONE COOPERATIVE,
INC.

By:



David Hubbard, General Manager
Mon-Cre Telephone Cooperative, Inc.
227 Main Street
Post Office Box 125
Ramer, Alabama 36069
Telephone: (334) 562-3242
Facsimile: (334) 562-9494
dhubbard@mon-cre.net